

2834 Box-Seg #5 11.7.01
TO 2001-11-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HOPECK

Serial No. 09/741,905

Filed: December 22, 2000



Atty. Ref.: 839-825

Group: 2834

Examiner: Unassigned

For: AIR GAP WINDING METHOD AND SUPPORT
STRUCTURE FOR A SUPERCONDUCTING
GENERATOR

* * * * *

November 2, 2001

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Attached is a "Response to IDS" dated July 25, 2001, relating to a USPTO determination of an "on sale" bar issue. Also attached is a copy of the May 31, 2001 Decision on Petition (as required by the "Response to IDS") granting a request for waiver of the copy requirement (see page 2, ¶1 of the "Response to IDS"). While this application is not included on the listing set forth in the "Response to IDS," it was belatedly discovered this application also relates to the 9H technology issue and hence the "on sale" issue" and should have been included in the listing.

The "on sale" issue was considered relevant to this and many other pending applications and, by prearranged agreement, the USPTO determination is being made of record in each of the applications listed in Attachment B to the "Response to IDS." The USPTO determination concludes that the Information Disclosure Statement originally filed February 7, 2001 in Serial No. 09/307,719 contains no description of any activity

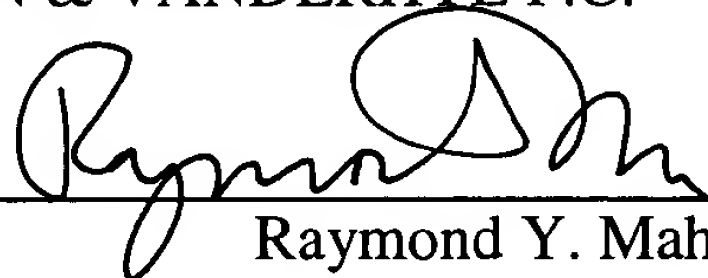
that can satisfy the threshold requirement for "on sale" activity having occurred "in this country," and that therefore, any analysis of the Information Disclosure Statement with respect to the conditions stated by the Court in *Pfaff v. Wells Electronics, Inc.*, 199 S. Ct. 304 (1998) is moot.

In addition, applicant also submits herewith additional information that may be material to the claims of the instant application. The information is contained in various documents that, for convenience, are provided in CD-ROM format, with the documents indexed by title. All of the documents are listed on the attached Form PTO-1449.

Respectfully submitted,

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By: _____



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